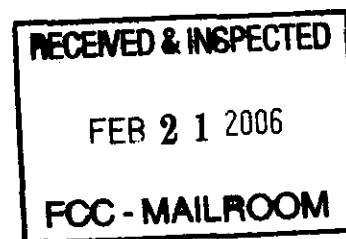


WHITESBURG BAPTIST CHURCH

DR. JIMMY JACKSON, PASTOR



February 2, 2006

Amelia Brown, Disability Rights Office
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Reference: CGB-CC-0059

Dear Ms. Brown,

In response to your letter dated January 25, 2006, we are submitting evidence to support our petition for exemption described in Section 79.1(f).

After reviewing the options for having our worship services closed captioned, we have determined that to immediately comply with the law, we would have to hire a company to do this for us. The two estimates we received (see attached) are both roughly the same, considering the cost of tapes. In addition to the estimates received from these companies, we would also have weekly overnight shipping costs. The total weekly unbudgeted cost to us will be approximately \$500.00/wk.

Since we are a church, and we rely strictly on the gifts of our congregation to sustain our ministries, the impact of this cost would be devastating to our ministry and the community we serve. As you can see by the attached "WBC Weekly Report of Receipts" we are already -\$14,000 for the fiscal year, which compared to last year (also listed on the form) we are running a -\$110,000 differential. We simply do not have the resources in place to comply with the new law today. We have been airing a television broadcast in our community for over 20 years, it has become a part of the community as well as a vital outreach for those who cannot or chose not to come to church. If we were to have to come off the air immediately because of our inability to comply with the new laws, it would have a negative impact on the lives of those people.

The new law has brought to our attention the need for our broadcast to be closed captioned. Therefore, we are committed to our broadcast being closed captioned in the next 11 months. What we are asking for is an exemption until next January. Our fiscal year begins in October, which will give us time to budget for the purchase of our own equipment. We would like the months of November and December to learn the equipment and work out any glitches, and then start broadcasting our captioned service in January 2007.



WHITESBURG BAPTIST CHURCH

DR. JIMMY JACKSON, PASTOR

I want to thank you for your attention and consideration in this matter. If you have any further questions, or if I can provide any further information, please let me know.

Sincerely,

Charles Malmede
Media Director
Whitesburg Baptist Church
6806 Whitesburg Dr.
Huntsville, AL 35802
(256) 881-0952 ext. 342

Enclosure (3)

WBC WEEKLY REPORT OF RECEIPTS FOR 01-29-06**WEEK 18 (Deposits 104-131, JE131-132)**

<u>LAST YEAR</u>		<u>CURRENT YEAR</u>
<u>\$ 99,509.50</u>	Budget (400100)	<u>\$ 100,606.08</u>
<u>\$ 877.35</u>	Missions	<u>\$ 1,926.27</u>
<u>\$ 1,090.00</u>	Foundations For The Future	<u>\$ 7,536.60</u>
<u>\$ 2,057.64</u>	Other (500 misc)	<u>\$ 966.81</u>
<u>\$ 873.00</u>	Other (500 gifts)	<u>\$ 79.00</u>
<u>\$ 25,247.05</u>	Other (800 misc)	<u>\$ 32,633.85</u>
<u>\$ 3,847.50</u>	Other (800 gifts)	<u>\$ 4,535.00</u>
<u>\$ 133,502.04</u>	Total Weekly Receipts	<u>\$ 148,283.61</u>
<u>\$ 104,465.67</u>	Weekly Budget Requirement	<u>\$ 110,716.00</u>
<u>\$ 99,509.50</u>	Budget Receipts This Week	<u>\$ 100,606.08</u>
<u>\$ (4,956.17)</u>	Budget Weekly (Deficit)/Overage	<u>\$ (10,109.92)</u>
<u>\$ 1,880,382.22</u>	Budget Requirements YTD	<u>\$ 1,992,881.00</u>
<u>\$ 1,978,042.72</u>	Budget Receipt YTD	<u>\$ 1,978,906.92</u>
<u>\$ 97,660.50</u>	Budget (Deficit)/Overage YTD	<u>\$ (13,974.08)</u>
<u>\$ 208,178.40</u>	Mission YTD	<u>\$ 243,502.67</u>
<u>\$ 56,035.12</u>	Foundations For The Future -Total	<u>\$ 1,168,647.97</u>
<u>\$ 13,743.59</u>	Other (500 gifts) YTD	<u>\$ 4,102.53</u>
<u>\$ 209,928.19</u>	Other (800 gifts) YTD	<u>\$ 127,594.30</u>
<u>\$ 45,081.84</u>	Other (500 misc) YTD	<u>\$ 36,288.64</u>
<u>\$ 613,650.52</u>	Other (800 misc) YTD	<u>\$ 711,536.41</u>
<u>\$ 3,116,068.53</u>	Grand Total Receipts YTD	<u>\$ 3,497,250.39</u>

From: "Adam R. Grover" <agrover@mediaimages.com>
Subject: **RE: Closed Captioning**
Date: January 2, 2006 11:35:41 AM CST
To: "Charles Malmede" <charles.malmede@wbccares.org>

Thank you Charles,

Our turn around time is 7 days (usually sooner) which will be fine with your two week delay. The charge for a hour ministry broadcast is \$357.00 plus \$52.00 for 60 min dub (you supply the tape stock). Our service is simple, you send the tape and we turn around a closed caption master back to you. If you send DVCpro and want DVCpro back we would do that SDI with no generation loss. We can go to other formats for the caption master if you would like.

Blessings,
Adam Grover
Media Images Inc.
969 Claycraft Rd.
Columbus, OH 43230
Phone: (614) 410-3000 ext. 104
Fax: (614) 410-3001
www.mediainages.com

-----Original Message-----

From: Charles Malmede [mailto:charles.malmede@wbccares.org]
Sent: Monday, January 02, 2006 12:22 PM
To: Adam R. Grover
Subject: Re: Closed Captioning

Adam,

What kind of turn-around time do you have? We are on a one week delay right now, but we are planning to move to a two week delay on our services. Also, our services are 58:26:00. What is your charge for this size program?

Thanks,
Charles Malmede
Media Services
Whitesburg Baptist Church
256-881-0952 ext. 242

On Jan 2, 2006, at 7:38 AM, Adam R. Grover wrote:

Dear Charles,

Thank you for your inquiry! We can start captioning your show immediately. I have enclosed some information for you about our service which was build for ministries.

Media Images is a television production company in Columbus, Ohio that

provides a variety of video services to ministries and churches alike. Our clients include ministries such as Rod Parsley, Lifeway, Bethany World Prayer Center, Mark Condon and many others. With this FCC deadline approaching we saw so many of our clients desiring closed captioning but being unable to afford the high priced competition. We designed a reasonably priced, turnkey, closed captioning service that is tailored to work with ministry television programs.

Our service works like this, a ministry finishes a show and ships us a master and a VHS copy. Our transcriptionists transcribes each show word for word and then proof reads the file. With the finished file we make an encoded copy of the master tape inserting the transcription of the telecast.

This process has been perfected for both speed and accuracy. Once we have a finished closed captioned master we make any desired master copies and can ship them directly to the television stations or network saving your ministry both time and money.

Pricing:

Weekly 30min Show Closed Captioning - \$187.00

Dubs Not Including Tape Stock:

Betacam SP - \$32.00

DVCpro - \$32.00

DVcam - \$32.00

and many other formats

Our service is simple and as long as you are a few shows ahead of your air date, you will need to change very little, if anything, you are doing currently. As an added bonus you will receive a "Word" file transcription with every show.

I hope this provides the information you are looking for. If you have any questions or need further information please don't hesitate to email or call.

Blessings,
Adam Grover

Media Images Inc.
969 Claycraft Rd.

From: "Sue Ansley" <sue.ansley@wbccares.org>
Subject: **FW: Closed Captioning Quote**
Date: January 31, 2006 4:18:42 PM CST
To: "Carlton Berry (E-mail)" <carlton.berry@wbccares.org>, "Charles Malmede (E-mail)" <charles.malmede@wbccares.org>

Sue Ansley

Administrative Assistant
Education Office
256-881-0952, ext. 222

Therefore, my dear brothers, be steadfast, immovable, always excelling in the Lord's work, knowing that your labor in the Lord is not in vain.

1 Corinthians 15:58

-----Original Message-----

From: Gary Murphy [mailto:gmurphy@newdaymedia.com]

Sent: Tuesday, January 31, 2006 4:05 PM

To: sue.ansley@wbccares.org

Subject: Closed Captioning Quote

Closed Captioning Quote

For: Carlton Berry & Sue Ansley

OPTION # 1 - Turnkey captioning, just send your DV Cam tape we take care of the rest.

Length: 1 hour Church program

4 programs a month (Turn Key)

DV Cam to Beta SP Captioning with text worked around the graphics.

NDM will provide transcription

NDM will provide Master CC Beta SP tape with label

Shipping and Handling extra (Please provide return address and FedEx number for shipping.)

Rate: \$ 475.00 per program for 35 weeks = \$16,625.00 (until Oct. 9th 2006)

OPTION # 2 - Church provides the Beta SP tape and transcription.

Length: 1 hour Church program

4 programs a month (Cooperative Project)

DV Cam to Beta SP Captioning (2 line rollup top left corner of screen)

WBC will provide transcription

WBC will provide Master CC Beta SP tape

NDM will provide label

Shipping and Handling extra (Please provide return address and FedEx number for shipping.)

Rate: \$ 390.00 per program 35 weeks = \$13,650.00 (until Oct. 9th 2006)

Checks payable to: New Day Media Inc.

Mailing Address: 8282 S. Memorial Suite 102

Tulsa OK 74133

Phone: (918) 250-4588

Terms: ½ down and balance due upon receipt of invoice.

Please fax back the Customer information attached and send us the date you expect to have the tape to us and the date you need it back. Also communicate to us how you want the label to read on the finished CC Master i.e. prog# etc.

Thank you for your inquiry!

Gary Murphy

New Day Media

8282 S. Memorial Suite 102

Tulsa, OK 74133

(918) 250-4588

gmurphy@newdaymedia.com

www.newdaymedia.com